

REGULAR MEETING
BOARD OF ALDERMEN
TOWN OF WAYNESVILLE
JANUARY 28, 2003
TUESDAY - 7:00 P.M.
TOWN HALL

The Board of Aldermen held a regular meeting on Tuesday, January 28, 2003. Members present were Mayor Henry Foy, Aldermen Gavin Brown, Gary Caldwell, Libba Feichter and Kenneth Moore. Also present were Town Manager A. Lee Galloway, Town Clerk Phyllis McClure and Town Attorney Michael Bonfoey. Mayor Foy called the meeting to order at 7:00 p.m.

Approval of Minutes of January 14, 2003

Alderman Caldwell moved, seconded by Alderman Feichter to approve the minutes of the January 14, 2003 meeting as presented. The motion carried unanimously.

Public Hearing - Request by Roger and Judith Winge for Local Historic Landmark Designation - 421 Grimball Drive - The Atkins House

Roger and Judith Winge are the owners of the house located at 421 Grimball Drive, which is operated as the October Hill Bed and Breakfast. The house was designed and built for Hilliard Atkins and his wife Nora Swift Atkins. It was constructed in 1923 and there have only been three significant exterior alterations since that time. The interior of the house is very similar to what it was when the house was constructed.

Mr. Atkins served as Waynesville's Mayor from 1912 until 1917. He was also the president of Citizens Banks and Trust Company in Waynesville.

The Historic Preservation Commission held a public hearing on this request at a meeting on January 8, 2003 and unanimously agreed that the property is well suited to be granted local historic landmark designation.

Attorney Bonfoey opened the public hearing. The following persons spoke:

Roger Winge, 421 Grimball Drive, Waynesville, said that he and his wife live at this home and asked that the Board approve their request for historic designation of the house. Mr. Winge said the house was designed by Asheville Architect Charles Parker who also designed Asheville's Grove Arcade. Mr. Winge said they had the original blueprints and specifications for the house. It is believed that one of the former owners, Emil Massaro found the blueprints in the house while under his ownership. Very few renovations have been made since its construction.

Alderman Feichter said the Town is fortunate that someone kept such treasures as the blueprints.

The Board expressed appreciation to Mr. and Mrs. Winge and others in Waynesville who chose to take care of and restore these historic homes in Waynesville.

Ron Fleenor, 31 Suyeta Park Drive, Waynesville and Historic Preservation Commission Member, said this property has been reviewed by the National Archives in Asheville and the Historic Preservation Commission. Mr. and Mrs. Winge have added some minor items have been added to their application and their request was highly recommended for approval.

No one else spoke; Attorney Bonfoey closed the public hearing.

Alderman Moore moved, seconded by Alderman Caldwell, to adopt an ordinance designating the property known as the "Atkins House" (PIN #8615-13-0208) located at 421 Grimball Drive as a local historic landmark. The motion carried unanimously. (Ord. No. 2-03)

Reappointment of Historic Preservation Commission Members

There are three members of the Historic Preservation Commission whose terms expire on January 31, 2003. Those three include Ms. Helen Malina, Ms. Georgia Forney and Mr. Shawn Leatherwood.

Shawn Leatherwood has indicated a desire to be reappointed. However, Helen Malina and Georgia Forney have declined reappointment. Planner Andrew Powell is working on names to submit for replacements and will present this information to the Board at a later time.

Alderman Brown moved, seconded by Alderman Feichter, to reappoint Shawn Leatherwood to serve a four (4) year term on the Historic Preservation Commission. This term will expire January 31, 2007. The motion carried unanimously.

Speed Limit Study - Hazel, Mead, Boundary, Beech, Cherry and Maple Streets

Several complaints have been received recently regarding the speeds of vehicles driven in the neighborhood bounded by Walnut and North Main Streets. Several years ago complaints were received from this area, particularly along Boundary Street. At that time, the Board approved a 20 miles per hour speed limit on Boundary Street. The Board also prohibited trucks as thru traffic on that street through a residential area, since so many trucks were cutting through to connect with North Main Street. A copy of a report prepared by the Police Department was distributed to Board Members. With the exception of Boundary Street, the speed limit on the other streets is presently 35 miles per hour. It is the recommendation of the Police Department that the speed limit be set at a uniform 20 miles per hour throughout their neighborhood.

Alderman Feichter said any time the Police Department has been asked to study areas and recommend speed limits the police officers do a very thorough job. The Board is grateful for the information they provide, their expertise and professionalism in performing their jobs. Mayor Foy added that Waynesville has a very good police department.

Alderman Brown suggested that speed limits throughout Waynesville be reviewed in general since

the Board receives requests to change speed limits quite often. Alderman Feichter said there may be a need to be more consistent with speed limits which would make it easier to enforce speed violations.

Alderman Brown moved, seconded by Alderman Moore, to adopt an ordinance setting the speed limit at 20 miles per hour on Hazel, Mead, Beech, Cherry and Maple Streets. The motion carried unanimously. (Ord. No. 3-03)

Sale of Motor Grader

Manager Galloway said when he came to Waynesville in 1994, the Town had a very small motor grader in the Street Department which was seldom used because it was too small to do much work. Department Heads asked that a larger grader be purchased and the purchasing agent at that time, Verlin Shuler, found a very large, used motor grader which was purchased at a very good price. However, when the Department Heads used the new motor grader, they found it to be too large. As a result, it is seldom used and almost unmanageable for the type work that the Town crews do.

Public Works Director Fred Baker, Assistant Public Works Director Robert Hyatt and Street Superintendent Ron Collier have all signed a letter making the recommendation that the motor grader be sold. They have indicated that in the Capital Improvements Plan, a smaller motor grader will be proposed for some future budget year.

Alderman Brown moved, seconded by Alderman Feichter, to authorize Manager Galloway to dispose of the large motor grader as recommended. The motion carried unanimously.

Clerk's Report Regarding Annexation Petition of Eugene Ferguson at Lansing Road/Shingle Cove Road

At the meeting of January 14, 2003, a petition for annexation was received from Mr. Eugene Ferguson for a 4.465 acre tract of land west of the Bypass on Sylvan Drive at the intersection of Lansing Road and Shingle Cove Road. This property involves five lots which Mr. Ferguson intends to develop for residential use. Since he wants to extend sewer service to the lots he is required to submit a request for annexation.

Town Clerk Phyllis McClure has investigated the sufficiency of this petition and found that it meets the requirements of the State laws on annexation.

Alderman Caldwell moved, seconded by Alderman Moore, to adopt a resolution to set the date of the public hearing for February 11, 2003 regarding the request by Eugene Ferguson for annexation of the property at the intersection of Lansing Road and Shingle Cove Road. The motion carried unanimously. (Res. No. 4-03)

Minor Subdivision - Richard Miller - Belleview Road

Key Development Corporation owns a 6.575 acre tract of land on Belleview Road. They are subdividing the property to create a .556 acre lot. The property is zoned "R-2" Medium Density

Residential District and the lot is to be used for a single family dwelling. The minor subdivision meets Town standards and was recommended for approval.

Alderman Brown moved, seconded by Alderman Feichter, to approve the minor subdivision as requested by Richard Miller. The motion carried unanimously.

Roscoe Wells - Sutton's Automotive - South Main Street

Roscoe Wells, 220 Ridge Road in Waynesville, said he recently listed his business equipment with the Haywood County Tax Collector's Office and noticed State Statute 105.358. He said he has been trying to figure out a solution for quite some time to the condition of the property at Sutton's Automotive on South Main Street. Mr. Wells said there are a number of vehicles which do not have current license plates and according to the law these should be listed for taxes and taxes should be collected on them. He asked the Board to take a look at this Statute to see if the Town has authority to call for an audit and enforce these regulations.

Alderman Brown moved, seconded by Alderman Caldwell, to instruct Town Attorney Bonfoey to investigate the ability of the Town Tax Collector to enforce the provisions of Chapter 105 of the North Carolina General Statutes in so far as individuals and businesses listing taxes correctly. The motion carried unanimously.

Report by Town Manager Regarding CP&L Negotiations

Manager Galloway said he would be putting together a report for the Board regarding discussions and negotiations with CP&L. He said there were some misunderstandings regarding the transmissions and generations costs. Manager Galloway met with CP&L this past Friday and there are still some issues to resolve.

Former Dayco Property - Removal of Grand Ridge Sign

Alderman Brown said the Grand Ridge Sign is still on the former Dayco property even though it was recently purchased by the Haywood Advancement Foundation and he asked if it could be removed. Manager Galloway will speak to Jay Hinson with the Haywood County Economic Development Commission regarding removal of the sign.

Adjournment

With no further business, Alderman Caldwell moved, seconded by Alderman Brown, to adjourn the meeting at 7:47 p.m. The motion carried unanimously.

Phyllis R. McClure
Town Clerk

Henry B. Foy
Mayor